

§ 301.52-2 Authorization for Deputy Administrator to list regulated areas and suppressive or generally infested areas.

The Deputy Administrator shall publish and amend from time to time as the facts warrant, the following lists:

(a) *List of regulated areas and suppressive or generally infested areas.* The Deputy Administrator shall list as regulated areas in a supplemental regulation designated as § 301.52-2a, the quarantined States, territories, or districts, or portions thereof, in which pink bollworm has been found or in which there is reason to believe that pink bollworm is present, or which it is deemed necessary to regulate because of their proximity to infestation or their inseparability for quarantine enforcement purposes from infested localities. The Deputy Administrator, in the supplemental regulation, may divide any regulated area into a suppressive area and a generally infested area in accordance with the definitions thereof in § 301.52-1. Less than an entire quarantined State, territory, or district will be designated as a regulated area only if the Deputy Administrator is of the opinion that:

(1) The State, territory, or district has adopted and is enforcing a quarantine or regulations which imposes restrictions on the intrastate movement of the regulated articles which are substantially the same as those which are imposed with respect to the interstate movement of such articles under this subpart; and

(2) The designation of less than the entire State, territory, or district, as a regulated area will otherwise be adequate to prevent the interstate spread of the pink bollworm.

[32 FR 16385, Nov. 30, 1967, as amended at 52 FR 26943, July 17, 1987]

§ 301.52-2a Regulated areas; suppressive and generally infested areas.

The civil divisions and part of civil divisions described below are designated as pink bollworm regulated areas within the meaning of the provisions of this subpart; and such regulated areas are hereby divided into generally infested areas or suppressive areas as indicated below.

ARIZONA

- (1) *Generally infested area.* Entire State.
- (2) *Suppressive area.* None.

CALIFORNIA

- (1) *Generally infested area.*
 - Imperial County.* The entire county.
 - Inyo County.* The entire county.
 - Los Angeles County.* The entire county.
 - Orange County.* The entire county.
 - Riverside County.* The entire county.
 - San Bernardino County.* The entire county.
 - San Diego County.* The entire county.
- (2) *Suppressive area.*
 - Fresno County.* The entire county.
 - Kern County.* The entire county.
 - Kings County.* The entire county.
 - Madera County.* The entire county.
 - Merced County.* The entire county.
 - San Benito County.* The entire county.
 - Tulare County.* The entire county.

NEW MEXICO

- (1) *Generally infested area.* Entire State.
- (2) *Suppressive area.* None.

TEXAS

- (1) *Generally infested area.* Entire State.
- (2) *Suppressive area.* None.

[42 FR 13533, Mar. 11, 1977]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 301.52-2a, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 301.52-3 Conditions governing the interstate movement of regulated articles from quarantined States.³

Any regulated articles may be moved interstate from any quarantined State under the following conditions:

(a) From any regulated area, with certificate or permit issued and attached in accordance with §§ 301.52-4 and 301.52-7 if moved:

(1) From any regulated area into or through any point outside of the regulated areas; or

(2) From any generally infested area into or through any suppressive area; or

(3) Between any noncontiguous suppressive areas; or

(4) Between contiguous suppressive areas when it is determined by the inspector that the regulated articles present a hazard of the spread of the

³Requirements under all other applicable Federal domestic plant quarantines must also be met.